

## COMBINED DECLARATION AND POWER OF ATTORNEY

Attorney Docket No.  
LU6073 US

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**ORGANOMETALLIC TRANSITION METAL COMPOUND, BISCYCLOPENTADIENYL  
LIGAND SYSTEM, CATALYST SYSTEM AND PROCESS FOR PREPARING  
POLYOLEFINES**

the specification of which

was filed as PCT international application number PCT/EP2003/013553 on December 2, 2003

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) Priority Claimed

|                             |                             |                             |               |               |
|-----------------------------|-----------------------------|-----------------------------|---------------|---------------|
| <u>102 57 332.8</u>         | <u>Germany</u>              | <u>6 December 2002</u>      | <u>X</u>      |               |
| (Number)                    | (Country)                   | (Day/Month/Year Filed)      | Yes           | No            |
| <u>                    </u> | <u>                    </u> | <u>                    </u> | <u>      </u> | <u>      </u> |
| (Number)                    | (Country)                   | (Day/Month/Year Filed)      | Yes           | No            |

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

|                   |                        |
|-------------------|------------------------|
| <u>60/444,595</u> | <u>3 February 2003</u> |
| (Application No.) | (filing date)          |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

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| <u>                    </u> | <u>                    </u> | <u>                    </u>    |
| (Application Serial No.)    | (Filing Date)               | (Status)                       |
|                             |                             | (patented, pending, abandoned) |
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| Application Serial No.)     | (Filing Date)               | (Status)                       |
|                             |                             | (patented, pending, abandoned) |



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

In the matter of the above-identified application, please recognize the attorneys associated with **CUSTOMER NUMBER 23416**; all of **CONNOLLY BOVE LODGE & HUTZ LLP**, as attorneys with full power of substitution to prosecute this application and conduct all business in the Patent and Trademark Office connected therewith.

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|--|---|-----------------|
| FULL NAME OF SOLE OR FIRST INVENTOR  | INVENTOR'S SIGNATURE  | DATE            |
| <b>Jörg Schulte</b>  |  | <b>4.4.2005</b> |
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| FULL NAME OF SOLE OR FIRST INVENTOR  |  | INVENTOR'S SIGNATURE  |  | DATE                 |  |
| <b>Yoshikuni Okumura</b>   |  |  |  | <b>13 April 2005</b> |  |
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